

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

BIGBAND NETWORKS, INC., )  
Plaintiff, )  
v. ) C.A. No. 07-351 (JJF)  
IMAGINE COMMUNICATIONS, INC., )  
Defendant. )

**BIGBAND'S MOTION TO COMPEL  
FURTHER RESPONSES TO WRITTEN DISCOVERY**

Plaintiff BigBand Networks, Inc. ("BigBand") hereby moves for Entry Of An Order To Compel Further Responses To Written Discovery. The grounds for this motion are set forth in BigBand's opening brief, filed herewith.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Karen Jacobs Louden*

---

Jack B. Blumenfeld (#1014)  
Karen Jacobs Louden (#2881)  
1201 North Market Street  
Wilmington, DE 19899-1347  
(302) 658-9200  
jblumenfeld@mnat.com  
klouden@mnat.com  
*Attorneys for Plaintiff BigBand Networks, Inc*

May 6, 2008

2316744

**CERTIFICATE PURSUANT TO D. DEL. L R 7.1.1**

Pursuant to D. Del. LR 7.1.1, this is to certify that counsel for plaintiff BigBand Networks, Inc. has discussed the subject matter of this motion with counsel for Imagine Communications, Inc. and they have not been able to reach agreement on the matters therein.

*/s/ Karen Jacobs Louden*

---

Karen Jacobs Louden (#2881)

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on May 6, 2008, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following:

Mary B. Matterer  
MORRIS JAMES LLP

I also certify that copies were caused to be served on May 6, 2008 upon the following in the manner indicated:

**BY HAND AND E-MAIL**

Mary B. Matterer  
Morris James LLP  
500 Delaware Avenue  
Suite 1500  
Wilmington, DE 19801

**BY E-MAIL**

John Benassi  
Alexander Brainerd  
Heller Ehrman LLP  
4350 La Jolla Village Drive  
Suite 700  
San Diego, CA 92122

*/s/ Karen Jacobs Louden*

---

Karen Jacobs Louden (#2881)